

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

IN RE: KEURIG GREEN MOUNTAIN SINGLE  
SERVE COFFEE ANTITRUST LITIGATION

ECF Case

MDL No. 2542

Master Docket No. 1:14-md-2542-VSB

Hon. Vernon S. Broderick

JBR, Inc. (D/B/A ROGERS FAMILY  
COMPANY),

1:14-cv-04242-VSB

Plaintiff/  
Counterclaim Defendant,

v.

KEURIG GREEN MOUNTAIN, INC. (F/K/A  
GREEN MOUNTAIN COFFEE ROASTERS,  
INC. AND AS SUCCESSOR TO KEURIG,  
INC.),

Defendant/  
Counterclaim Plaintiff.

**REDACTED VERSION**

**DECLARATION OF MARIO MOORE IN CONNECTION WITH  
STIPULATIONS AND COUNTERSTATEMENTS**

I, Mario Moore, declare and state as follows:

1. I am an attorney licensed to practice law in the State of California, and I am admitted to practice before this Court. I am a partner at Dan Johnson Law Group, LLP, and I am one of the attorneys representing Plaintiff JBR, Inc. in the above-captioned matter. I make this declaration on personal knowledge, and if called as a witness, I could and would competently testify with respect to the matters stated herein.

2. Attached as Exhibit **H** is a list of emails produced by JBR on April 30, 2018. This list was prepared by JBR's counsel in light of the Court's August 5, 2021 Order for a list of produced JBR documents relating to the subject matter of the January 31, 2014 meeting between JBR and Costco.

3. Attached as Exhibit **I** is a list of emails produced by Costco pursuant to subpoena on June 12, 2020. This list was prepared by JBR's counsel in light of the Court's August 5, 2021 Order for a list of produced documents of other parties relating to the subject matter of the January 31, 2014 meeting between JBR and Costco.

4. Attached as Exhibit **1** is a true and correct copy of correspondence regarding the 2.0 brewer, bearing production numbers ROG001077677-ROG001077678.

5. Attached as Exhibit **2** is a true and correct copy of correspondence regarding "meeting," bearing production number ROG001261706.

6. Attached as Exhibit **3** is a true and correct copy of correspondence regarding "meeting," bearing production number ROG001261718.

7. Attached as Exhibit **4** is a true and correct copy of correspondence regarding "meeting," bearing production numbers ROG001261719-ROG001261720.

8. Attached as Exhibit **5** is a true and correct copy of correspondence regarding "meeting," bearing production numbers ROG001261721-ROG001261722.

9. Attached as Exhibit **6** is a true and correct copy of correspondence regarding "meeting," bearing production numbers ROG001261731-ROG001261732.

10. Attached as Exhibit **7** is a true and correct copy of correspondence regarding “meeting,” bearing production numbers ROG001261736-ROG001261738.

11. Attached as Exhibit **8** is a true and correct copy of correspondence regarding “Demos,” bearing production number ROG001261739.

12. Attached as Exhibit **9** is a true and correct copy of correspondence regarding “TreeHouse Foods Sues Green Mountain Coffee,” bearing production numbers ROG001262177-ROG001262178.

13. Attached as Exhibit **10** is a true and correct copy of correspondence regarding “TreeHouse Foods Sues Green Mountain Coffee,” bearing production numbers ROG001262193-ROG001262194.

14. Attached as Exhibit **11** is a true and correct copy of correspondence regarding “meeting,” bearing production numbers ROG001360221-ROG001360223.

15. Attached as Exhibit **12** is a true and correct copy of correspondence regarding “Demos,” bearing production number ROG001360224.

16. Attached as Exhibit **13** is a true and correct copy of correspondence regarding “meeting,” bearing production number ROG001361249.

17. Attached as Exhibit **14** is a true and correct copy of correspondence regarding “meeting,” bearing production numbers ROG001361251-ROG001361252.

18. Attached as Exhibit **15** is a true and correct copy of correspondence regarding “meeting,” bearing production numbers ROG001361254-ROG001361255.

19. Attached as Exhibit **16** is a true and correct copy of correspondence regarding “meeting,” bearing production numbers ROG001361257-ROG001361259.

20. Attached as Exhibit **17** is a true and correct copy of correspondence regarding “TreeHouse Foods Sues Green Mountain Coffee,” bearing production numbers ROG001362039-ROG001362040.

21. Attached as Exhibit **18** is a true and correct copy of correspondence regarding “meeting,” bearing production number ROG001362637.

22. Attached as Exhibit **19** is a true and correct copy of correspondence regarding “TreeHouse Foods Sues Green Mountain Coffee,” bearing production numbers ROG001897682-ROG001897683.

23. Attached as Exhibit **20** is a true and correct copy of correspondence regarding “TreeHouse Foods Sues Green Mountain Coffee,” bearing production numbers ROG001920702-ROG001920703.

24. Attached as Exhibit **21** is a true and correct copy of correspondence regarding “New Keurig machine,” bearing production number COSTCO\_KEURIG\_00000640.

25. Attached as Exhibit **22** is a true and correct copy of correspondence regarding “Non GMCR K-Cup sku,” bearing production number COSTCO\_KEURIG\_00000732.

26. Attached as Exhibit **23** is a true and correct copy of correspondence regarding “Green Mtn news,” bearing production number COSTCO\_KEURIG\_00001243.

I declare under the penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Dated: Irvine, California  
November 19, 2021

By /s/ Mario Moore  
Mario Moore

**Redacted in Entirety**  
**Exhibit H**

**Redacted in Entirety  
Exhibit I**

**Redacted in Entirety**  
**Exhibit 1**

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**Exhibit 2**

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**Exhibit 3**

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**Exhibit 4**

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**Exhibit 5**

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**Exhibit 6**

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**Exhibit 7**

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**Exhibit 8**

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**Exhibit 9**

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**Exhibit 10**

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**Exhibit 11**

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**Exhibit 12**

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**Exhibit 13**

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**Exhibit 14**

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**Exhibit 22**

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**Exhibit 23**